App I IX—4

Previous References

Serial Nos 228

Later References
44 38 CS457
44 304 CS457

MYSORE GOVERNMENT SECRETARIAT

Serial Nos

Part B for

SUBJECT

Regularising the appointment of
Sri S R Seshadri - Bill Collector
— Mysore City Municipality —

WD 05150—GPB—35 000—18 10-56

Mysore Government Secretariat

File No 85-04/54 of 195

[App F III 2 (1)

Serial No

From

The Pl Comm Office Cy-Pys.

CS PR 251/53-54 Dy 7 2 56

Forwards proposal for regularisation of the appointment- of Sri H R Seshadri Bill Collector of the Cy-Pl Commercial Mysore

The Municipal Commr Mysore a[illegible]-- ter meeting held on 30/12/55- have resolved that the services of Sri H R Seshadri Bill Collector- be viewed as SPT from 24.9.49 against the Special Vacancy no 18 for purposes of earning increments- and also to set- off the General Vacancy caused by the retirement- of Sri M Lakshmana Singh as a Special Vacancy to compensate- for the Special Vacancy on which Sri Seshadri is proposed to be absorbed in order that an efficient- Municipal Servant with- such experience might not- have to lose a long service of seven years and earning of increments- and further

2 It has stated- that the recommendation of Municipal Council meant- only

Note—Contin Sheet

8504/M1

Regularisation of the Appointment of Sri H.R. Seshadri

Bill Collector – of the Dy. C. M. Council Mysore

Mysore Government Secretariat

File No. of 195

Serial No

to the legale - a great deal of hard ship that may be caused to the Staff by absorbing him against a General Vacancy that may be available at present -

2) It may be noted that Govt in their Order no d 1206-8/CM/26-54-207 Dt 28.4.55 while exempting Sri H R Seshadri Bill Collector from the Operation of the PSC Rules ordered that he may be absorbed in a General Vacancy without advertisement -

4) The present request of the DM Council is that his services as SPT from 24.9.49 against Special Vacancy as reserved by the DM Council is for Orders

5) The R & P S Section (Education Branch) may however be Consulted & the remarks of the P S Commission may also be obtained - on the matter

6) For remarks -

Asst Secy (R&PS)

15/3

15/3

MYSORE GOVT SECRETARIAT 8919/54-55 16 MAR 1955 EDUCATION BRANCH

16/3

7) The posts of Bill Collectors are ~~deleted~~ deleted from the purview of the P.S.C

Regularisation of the appointment of Sri H R Seshadri, Bill Collector

Mysore Government Secretariat — File No — of 195 [App F III 2(3)]

Serial No

8917 / 27

Hence there is no need to refer this case to the P S C what has already been ordered in G O No L 1206-8/CH 207-54-2 dated 10 5 55 (Hapt) to absorb Sri H R Seshadri as a Bill Collector in a general vacancy without advertisement ~~to ratify a concession~~ exempting him from the Operation of the Rules of recruitment is itself a concession The present proposal is to absorb him in a special vacancy and treat him as S P t from 24 9 49, the date of his appointment and to compensate this Special vacancy by selling of the general vacancy occurred from 18-12-54 The Administrative Sectt (Municipal branch) may examine whether there is any need to accept these proposals and then send it to R & P S Section, if necessary, as per directions issued in O M No 66-86/R & P S 2-54-2 dated 6-4-54. (Copy placed below)

27/3 A/S Municipal Mr 27/3

22/3

9) The letter of the Pl Comm Mysore Cy - Ply explains fuller details of the Case The circumstances which led to the present proposal are explained at Para 2 of the P C D

28/3

10) The Pl Comm has stated that Sri Seshadri should be deprived of a Service of over

Note—Contn Sheet

8504/141

Regularisation of the appointment of Sri M R

File No. Lr Grade / Br 6 / Acc Cr of 195

Mysore Government Secretariat

Serial No

Six years and would be deprived of the Chance of Earning increments in the grade if he were appointed against the available General Vacancy at present.

11) The PU Council at their meetings held on 12 7 55 and 30 12 55 have resolved that his case may be recommended to Govt

12) The Director of Municipal Administration may be requested that the Head has been shown the utmost Consideration by exempting him from the Operation of P S C Rules and also to absorb him as a Bill Collector in a General Vacancy without advertisement

13) In addition Again the PU Council have recommended that he may be absorbed in a Special Vacancy and he may be made S P T from 24 9 49, the date of his appointment If Govt so on showing Consideration then there will be similar proposals and they have to accept it on the precedents. Similar proposal of the same Municipality (re Sri Mr Adama's Case) has been turned down by Govt recently

14) In the circumstances

8SC4/171

Regularisation of the appointment of Sri

Mysore Government Secretariat

[App F. III 2

S/o R Le Rao Edn No Rule Cl 61 1962 C M C Mysore

Serial No

the Municipal Council may be requested that ~~the Corporation~~ his absorption as a Bill Collector in a General Vacancy without advertisement exempting him from the operation of P S C Rules is itself a great Concession and again to absorb him in a Special Vacancy does not commend itself to Govt

For orders

9/

30/3

flg c

15] The orders of ×28-4-55 / 10-5-55 permitting the Mysore city Municipal council to absorb Sri Seshadri as a Bill Collector in a general vacancy without advertising the post, exempting him from the operation of the recruitment rules were passed after obtaining the opinion of the Council of Ministers, as the P S C did not agree to the proposal. Apart from this concession, the Mysore city Mcl could have not proposed to treat his service as S P V from 24-9-49 against the special vacancy no 18 for purposes of salary increments and to set off the general vacancy created as a special vacancy to compensate for the special vacancy in which Sri Seshadri is proposed to be absorbed. This proposal is made in the light of the representation made by the ~~offa~~ official as stated by the Mcl council in para 2 of the letter was received P S C Rules cannot perhaps be

Note —Contn Sheet

8504/14

Regularisation of the appointment of Sri Seshadri as bill collector, Mysore Municipality.

8504 (6) RL File No of 195

Mysore Government Secretariat

Serial No

re-worked at all times to ~~change the above~~ suit the convenience of one individual who has already been shown concession once. If ~~the proposal~~ it is considered necessary to approve of the proposal, the P S C has to be consulted through A & P S section. In this connection

(Ref from 7)
Ms 2/4 16) UO No 2 12 /Ds 9-4-56 forwarded unofficially to the Controller State A/cs Deptt in Mysore Block for favour of remarks

Ramamurthy
for Secy Home Dept

U O No 107 /Aud/CSA Dated 6-8-1956

17) In their orders No L 1206-8 dated 10-5-55, Government accorded sanction for the absorption of Sri H R Seshadri as a bill collector in a general vacancy without advertisement in the Mysore City Municipality in grade 30-1-40-2-50 exempting him from the operation of the Public Service Commission rules No retrospective effect is specified in the Government Order Hence, the appointment of this official stands regularised with effect from 10-5-1955. the date of the Government Order, since it is reported by the Commissioner, Mysore City Municipality in his letter dated 7-2-56 that a general vacancy has occurred on 18-12-1954 by the retirement of Sri Lakshmana Singh with effect from that date

18) 2 As a sequel to the above Government Order the Municipal Council in their Resolution dated 12-7-1955 have recommended "that the

Mysore Government
Secretariat

Regularisation of the appointment of Sri H R Seshadri, File No. Mcln, of Mysore City Mpty

(App I III 2

Serial No

-2-

"that the services of Sri H R Seshadri may be treated as 'S P T ' from 24-9-1949 against the special vacancy No 18 for purposes of earning increments and to set off the general vacancy caused by the retirement of Sri M Lakshman Singh as a special vacancy to compensate for the special vacancy in which Sri Seshadri is proposed to be absorbed, in order that an efficient Municipal servant might not stand to lose a long service of 7 years and earning of increments "

19) 3 It is reported in letter No C,8 PR 251/53-54 dated 24-5-54 of the Commissioner, Mysore City Municipality, addressed to the Secretary to Government, Local Self Government & Planning Departments, that this official was appointed temporarily (as a local candidate) from 12-12-49 against a special vacancy caused by the suspension of one Sri Basavalingaiah It is also reported further that Sri H R Seshadri has been continued in the above vacancy, since the services of Sri Basavalingaiah were terminated finally for the irregularities committed by him In view of these facts, the proposal of the Mysore City Municipality to treat the tenure of appointment of Sri H R Seshadri as S P T with effect from 12-12-1949 (and not 24-9-49 as indicated in the Resolution dated 12-7-55) against the vacancy referred to here, is admissible under the M S R In case this is done, the official will have the benefit of about 5½ years of his service against this post To compensate for the special vacancy utilised for the regularisation of the services of Sri H R Seshadri with effect from 12-12-1949, the Municipal Council also proposes to treat the general vacancy that has occurred from 18-12-54 as a special vacancy for recruitment purposes

20) 4 In view of these circumstances, the above proposals of the Municipal Council appear to be acceptable

H Rama Raj Urs

(H Rama Raj Urs)
CONTROLLER,
State Accounts Dept

The Secretary to Govt ,
Edn & L S G Departments,
Bangalore

Note—Contn Sheet

85 04/141

Regularisation of the appointment of Sri H R Seshadri

(2) File No Bill Collector 195 From Asst. Mgr 89 15/6

Mysore Government Secretariat

Serial No

21) The Remarks of the Controller SAD are for perusal and Orders

22) As recommended by the Controller SAD, the proposal of the M. Council Mysore to absorb Sri H R Seshadri in a special vacancy and to treat him as SPI from 24.9.49, the date of his appointment and to compensate the special vacancy by setting off the general vacancy occurred from 18.12.54 as per orders and the concurrence of the Chief Secretary and the Financial Secretary

95 11/8 M 13/8

23) In f/o remarks regarding 1ac foreground as A above

20/8/58

Asst Secy Edn

24) The Municipal Branch may please put up the collection relating to the case referred to in para 13 supra and state how does this case differs from that to sanction the proposals of the Municipal Council where a similar concession has been denied in another similar case

25) PJ 25/8

A/S Rel. Por)

PJ 21/8 E BM

GOVT SECRETARIAT 22 AUG 1958

27/8/58

Hm 24/8 HB 25/8

WD 0260—GPB—P Z S 1 30 000—21-o 55

WD 0260—GPB—P Z S 1 30 000—21-o 55

Mysore Government
Secretariat

8504/141

File No [illegible] of 195

Regularisation of the appointment of Sri H.R. Seshadri, Asst Collector — Mysore City — Mfg

(App F 1112 1,)

	Serial No.	
P	26)	C M Collection 24-55=75, 76, 117, 174, relating to the case of one Sri Pir Ahamed, Market Sergeant, Mysore City-Mfg and the reference received in this behalf for consideration and which has also been sent down by Govt are herewith put up. The Cases of Sri H.R Seshadri and Sri Pir Ahamed are one and the same in the sense that both the cases were for exemption from the operation of PSC Rules
Q 710/141)	27)	As a Special Case Govt exempted Sri H.R. Seshadri from the operation of PSC Rules and his appointment was regularised But the case of Pir Ahamed was turned down
	28)	Apart from this contention, the M. Corpn have again proposed to treat his services as SPS from 24-9-65 against the Special Vacancy for purposes of earning increments and to set off and the General Vacancy created as a Special Case Vacancy in which Sri Seshadri is proposed to be absorbed
para 23 Supra	29)	The Corporation H.O, whose views were called for, has stated that the proposals of the M Corpn appear to be acceptable
	30)	Subject to the reference to para 24 and 25 supra. The file may kindly be

Note—Contn Sheet

Regularisation of the appointment of Sri H R Seshadri

File No Mysore Act of 195 | Mysore Government Secretariat 8919/E

Serial No

Reference to the Asst Secy. Education for Remarks with reference to para 23 supra

95
7/9 Sy 11/9

31) 14/9/82

Asst Secy
Edn-Br

PO 17/9
Sr BM

32) In view of the opinion of the Controller of State Accounts at paras 17-20 supra the recommendation of the Municipal Commissioner, Mysore may be approved, as a special case

Bm 26/9 PO 26/9

33) The proposal at para 22 may be accepted as a special case. This need not be referred to the PSC as the post of Bill collectors are excluded from the purview of the PSC.

Chief Secy) PO 27/9

34) PO 28/9

PO 29/9

35) May be returned to Municipal Branch for further action

Sr 29/9

Sulekh
Mun Br) PO 29/9

Sr 29/9

D 0260—GPB—P / S 130 000—21-5 80

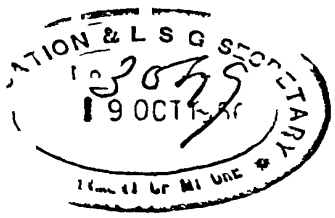
Regularised in the appointment of the Asst Master Phy Edn [illegible]

36) As remarked by the Education Dept at paras 33 and 34 supra the proposal at para 22 supra may be accepted as a special case

DS
29/9 & 6/10

37) May be approved

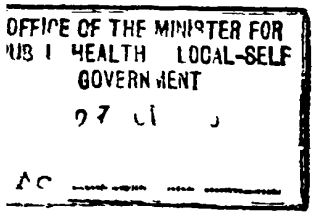
18/10/56

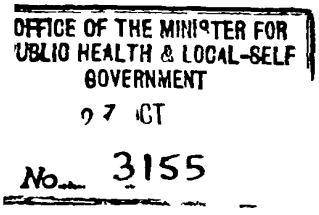


Secy (L S G)

Min (L S G)

38)
26/x





39) Sri Seshadri was appointed in 1949 as a Local candidate against P S C rules & this appointment has been regularised only in the G O dated 28 4 55 He has already been shown Concession in the matter of his absorption He cannot be made S P T with retrospective effect As the case of another official under similar circumstances has been turned down no further Concession can be sanctioned

27/10/56

30/x

31/10/56

P C O

8504/11
Regularisation of the appointment - of Sri H R Seshadri
Bill Collector of the City Municipal Council Mysore

40) Submitted with a draft letter for approval

25/11

Mr. 8/11

To The Commr Mysore City Corp
Mrs the Orders
of 12th inst
regret the suspension

C & PR 251/53-54 8504

Encls (2)

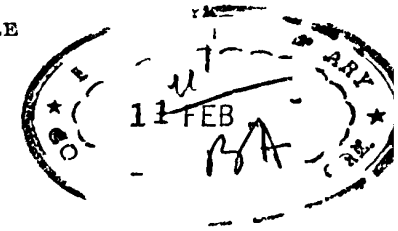
CITY MUNICIPAL COUNCIL
P B No 17

Mysore dated 7-2-1956

CR 24-55-203

FROM

MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL,
MYSORE



To

The Secretary to Government,
Education and L S G Departments,
BANGALORE

(Through the President)

Sir,

Subject - Regularisation of the appointment of Sri H R Seshadri, Bill Collector of the City Municipal Council, Mysore

Ref - Government Order No L 1206-8/C L 26-54-207 Bangalore dated 28-4-1955 exempting Sri H R Seshadri, Bill Collector from the operation of the P S C Rules and permitting his appointment in a General Vacancy in grade 30-1-40-2-50

-O-

1) I write to state that Sri H R Seshadri was originally appointed to work against a clear General vacancy The General vacancy in which Sri Seshadri was working was subsequently filled up through the Public Service Commission by one Sri B Cheluvaraju who was till then working as a local candidate against a special vacancy Sri H R Seshadri was continued against the special vacancy released by the appointment of Sri B Cheluvaraju The special vacancy in which Sri Seshadri was appointed and continued with effect from 24-9-1949 has not at all been advertised so far according to the Rules of the Public Service Commission The Official has put in a service of over six years as a local candidate against the special vacancy and his appointment has not been regularised up to the receipt of Government Order dated 28-4-1955/10-5-1955

2) As the Official would be deprived of a service of over six years and would also be deprived of the chance of earning increments in the grade if he were appointed against the available General vacancy at present, he prayed, that his appointment against the special vacancy might be regularised from the date of his appointment namely 24-9-1949. The

P T O

The subject was placed before the Managing Committee and the Council who after a long deliberation recommended ~~xxxSxRxTxxfxxx xhxxSxtxxxfxhxxxxpxxirtxxxxx~~ that (i) the tenure of the Official may be treated as S P T from the date of his appointment (ii) that the special vacancy against which he is proposed to be absorbed may be compensated by setting off the General Vacancy caused by the retirement of Sri M Lakshman Singh with effect from 18-12-1954 in order to enable an efficient Municipal servant with rich experience not to lose a pretty long service of over six years and to help him to earn his increments in his grade

3) The Managing Committee Resolution No 298 dated 12-7-1955 and the Council Resolution No 1062 dated 30-12-1955 are enclosed for kird reference

4) I am to add that as the Government have been pleased to exempt the Official from the operation of the Public Service Commission Rules as per the Government Order under reference, the recommendations of Municipal Council meant only to mitigate a great deal of hardship that may be caused to the Official by absorbing him against a General vacancy that may be available present Further the present recommendations are also in consonance with the Government Order dated 10-5-1955 as it would extend to the Official the benefit of service of over six years and enable him to earn his increments in his grade So far as the principle of compensation is concerned the General vacancy that is readily available at the time of consideration of the present case would be set off to compensate the special vacancy against which the Offici is proposed to be absorbed with the kind sanction of Government

5) Under the circumstances explained it is requested that kind early sanction of Government may please be obtained to the recommendations of the Municipal Council and communicated

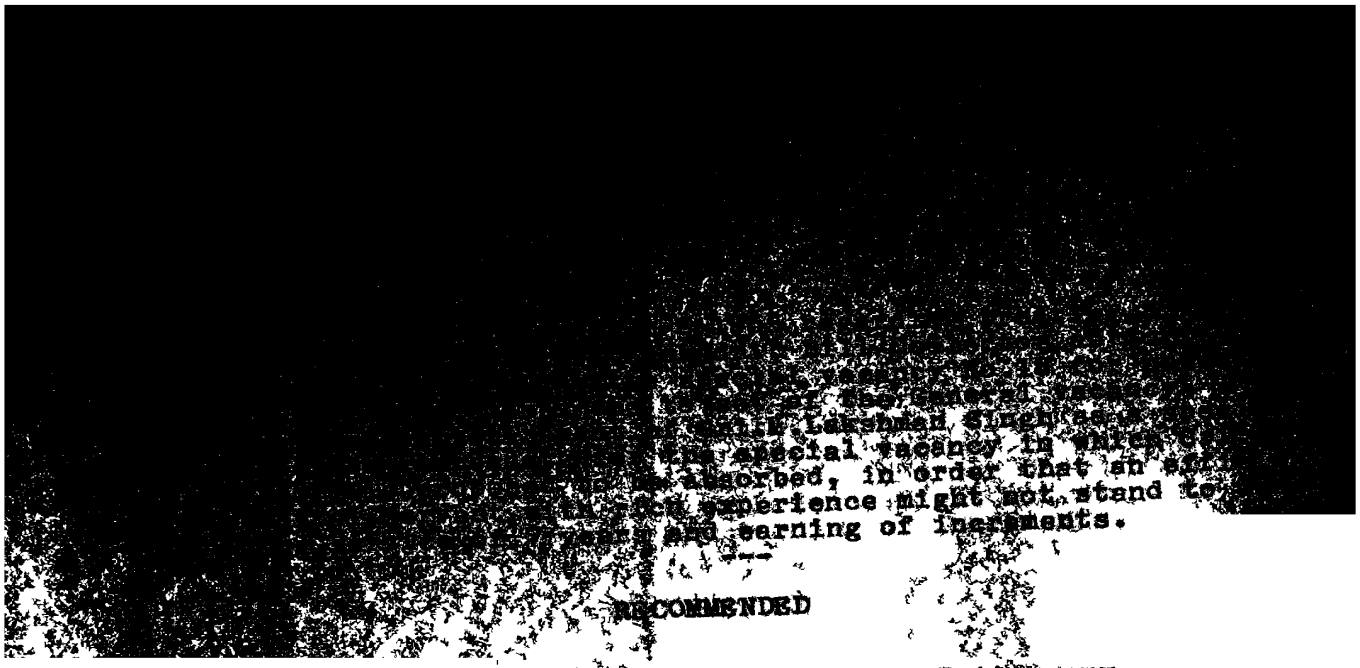
Yours faithfully,

(A Viswanath)
Municipal Commissioner

Forwarded with compliments

A Krishnamurthy Rao
(A Krishnamurthy Rao)
President

CDS



...Lakshman Singh ...
...special vacancy in ...
...absorbed, in order that ...
...experience might not stand ...
...and earning of increments.

RECOMMENDED

Sd K.Puttaswamy
President

"Copy"

Municipal Commissioner

other cases pe[illegible] along wi[illegible]
also be recomme[illegible]

Sd.K.Pu[illegible]any.
Pre[illegible]t

"copy"

[illegible]
nicipal Commissioner

Letter No 313/CSA dated 4-4-56 from the Controller, State Accounts Department, Bangalore, forwarding the U O file No L 12/9-4-1956 from the Secretary to Government, Education & LSG Departments for remarks regarding proposals for treating the services of Sri H R Seshadri, Bill collector as S P T from 24-9-1949 against special vacancy No 18 for purposes of earning increments

---

U O Reply No 236 /MLAC Dated, the 26th April 1956

1 It is submitted for kind information that the circumstance in which Sri H R Seshadri was entertained as a bill collector and continued as a local candidate until regularisation of his appointment as per G O dated 28-4-1955/10-5-1955 have been explained in Commissioner's letter No C8 PR 251/53-54 dated 7-2-1955 The one point that is now pressed for consideration is that Sri Seshadri was continued in a special vacancy without advertisement as per Rules of Recruitment with effect from 24-9-1949

2 The official has put in a service of nearly six years to date of G O regularising his appointment

3 There is a vacancy caused by the retirement of Sri M Lakshman Singh, Bill collector with effect from 18-12-1954 The vacancy is classified as general according to the prevailing rules of P S C at the time of the receipt of the Government Order The Council have recommended the case of Sri H R Seshadri for absorbing him against the special vacancy with effect from 24-9-1949 in view of the long and useful service of the official and also in view of the availability of a general vacancy at the time of the receipt of the Government Order Government have been pleased to exempt the official from the operation of the recruitment rules and have permitted the absorption of this official in a general vacancy, without advertisement Hence his appointment stands regularised with effect from the date of the Government Order provided there was a general vacancy The date of the G O is 28-4-55/10-5-1955 and on that date there was not any general vacancy in the City Municipal Council, Mysore The official has been continued in a special vacancy The general vacancy has occured from 18-12-1954 He could therefore be absorbed with effect from 18-12-1954 without this general vacancy being advertised as per the G O dated 28-4-55/10-5-1955 He has been working for six years with effect from 24-9-1949 in a special vacancy which is a clear one But in letter No C8 PR 251/53-54 dated 24-5-54 addressed to Government by the Commissioner, City Municipal Council, Mysore and in letter No L 5717/CM 26-54-91 dated 12-8-54 from the Secretary to Government, L S G & Planning Departments it is seen that this official was appointed as a Bill Collector in the special vacancy with effect from 12-12-1949 The proposal of the Council to treat him as S P T with effect from 24-9-1949 has to be approved by Government if article 80(2) Note 1 of M F C is considered to operate in the case of the Municipal servants who are supposed to be governed by rule 285(B) and 296 of M A M However if the Government are pleased to consider that the cases of Municipal servants could be brought under the operation of rules 285(B) and 296 of M A M and the council is held competent to deal with such cases then a clear direction to that effect would facilitate taking correct decisions in similar cases

Sp/Vacancy arose only from 12 12 49

Sanction of the Government to the proposals of the Municipal Council would be necessary as based on the analogy of the case of Sri R Venkataramanam Setty, Bill collector of Harihar Town Municipality who has been confirmed in grade 35-2-45 with effect from 1-1-1947 exempting him from the operation of the P S C Rules as per G O No L 9319-23/M1 7-52-46-dated 5-11-1952

26 4 56

(Munisamiah)
Assistant Controller, M L A C

Appendix F G —1]

SUBJECT Regularisation of the appointment of Sri H R Seshadri, Bell Collector of the City - M/s Corbett & Mysore

Diary No of letter replied to

Section C M

File No 24 - 53 -

Serial No 228

Mysore Government Secretariat

( )

the *195*

No L 12003 D 21-11-52

To

The M/s Comm Mysore City-P

Sir the Presidency

Date of issue

Signed by

Sir,

With reference to your letter no C & PR 251/53-54 dt 2 1953 On the above subject I am directed to state that Sri H R Seshadri was appointed in 1949 as a local candidate against P S C rules and his appointment has been regularised only in the G O no L 1206-8/CM 26-54 207 dt 28 4 55. He has already been shown concession in the matter of his absorption He cannot be ad

List of enclosures Pg B

Copied by

Examined by

S P T with Retrospective effect
The proposal is therefore not
acceptable to Gr

Dy Secy to Govt
D S LGS & PH Depts
M.

OL 12004
D 21-11-56

Copy to
The Controller S&D for
information w/r to U.O no 107/[illegible]/CSA
Dt 6/7-8-56

Dy Secy to Govt
D S LGS & PH Depts
M.

10/7

12003/CM 24-55-228

D 21-11-56

The Public Health Departments

The Municipal Commissioner,
Mysore City Municipality
(thro' the President)

Sir

Subject Regularisation of the appointment of Sri H. Seshadri, Bill Collector of the City Municipal Council, Mysore

With reference to your letter No CB P I 251/53-54 dated 7th February 1956 on the above subject, I am directed to state that Sri H I Seshadri was appointed in 1949 as a Local candidate against P & C Rules and his appointment has been regularised only in the Government Order No L 1206-B/GA 26-54-207 dated 28th April 1955 He has already been shown concession in the matter of his absorption He cannot be made a P T with retrospective effect The proposal is therefore not acceptable to Government

Yours faithfully,

SD /B P Verma)
for Secretary to Government,
L S G & Public Health Departments

knr-3

Memo No L 12004 D 24-11-56

Copy of the above is forwarded to the Controller, State Accounts Department, Bangalore, for information with reference to Unofficial Note No 107/AUD CSA dated 6/7th August 1956

M. Meccai
(M A Meccai)
for Secretary to Government
L S G & Public Health Departments